Action by Missouri Clean Water Commission

Date of Action: September 7, 2005

Water Body:
      Name: Bear Creek
      Classification: C
      Identification #:   1015
      Length of Segment: 6.0 miles
      County (ies):   Boone

Use Attainability Analysis (UAA) Finding(s):
      A whole body contact (WBC) recreation UAA was submitted by Barr Engineering on behalf of the Boone County Regional Sewer District on June 16, 2005. The UAA was submitted to evaluate Criterion #2: Natural, Ephemeral, Intermittent or Low-Flow Condition.

Review Committee Recommendation (RCR):
    Committee Recommendation: ☐ Retain Use ☐ Modify Use ☒ Remove Use ☐ Inconclusive
      Information provided in the UAA led the UAA Review Committee to make a recommendation of "Remove Use" due to reported lack of depth to support a WBC recreation use designation.
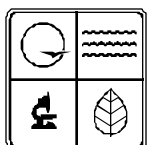
Summary of Comment(s):
      (1) An individual reported that the creek is over 3' deep in places. Two individuals reported that the stream is adjacent to a neighborhood and that footpaths and trails lead to swimmable holes along the stream. (2) An individual commented that they swam in the creek as a child and two individuals commented that children and families currently swim in the creek. (3) An individual stated that the UAA was flawed because it did not incorporate witness reports of use. (4) An individual stated that the pools are swimmable and that people fish in the stream. (5) An individual recommended the stream for Secondary Contact Recreation use designation because there is a Stream Team site on the creek. (6) An individual reports that the "remove use" designation was based solely on depth and recommended a yearlong study on water quality. (7) An individual noted that only 1 site of 8 was in the classified segment.

Commission Action on Comment(s):
    Commission Action: ☒ Retain Use ☐ Modify Use ☐ Remove Use ☐ Inconclusive
      Because of the comments received, the commission voted to retain the WBC recreation use designation for Bear Creek in Boone County from its mouth upstream to Section 31, Township 49 North, Range 12 West (31,49N,12W). The commission directed further investigation to determine specific locations and extent of recreation activities.

Final Order of Rulemaking:
      The use designation of whole body contact recreation will be retained on Bear Creek in Boone County from its mouth upstream to 31,49N,12W (6.0 miles).

Missouri Department of Natural Resources